

## OPINION 1540

### *Avicula gryphaeoides* J. de C. Sowerby, 1836 (Mollusca, Bivalvia): specific name conserved

#### Ruling

(1) Under the plenary powers the specific name *gryphaeoides* Sedgwick, 1829, as published in the binomen *Avicula gryphaeoides*, and all other uses of that name prior to the publication of *Avicula gryphaeoides* J. de C. Sowerby, 1836, are hereby suppressed for the purposes of both the Principle of Priority and the Principle of Homonymy.

(2) The name *gryphaeoides* J. de C. Sowerby, 1836, as published in the binomen *Avicula gryphaeoides*, is hereby placed on the Official List of Specific Names in Zoology.

(3) The name *gryphaeoides* Sedgwick, 1829, as published in the binomen *Avicula gryphaeoides* and as suppressed in (1) above, is hereby placed on the Official Index of Rejected and Invalid Specific Names in Zoology.

#### History of Case 2587

An application for the conservation of *Avicula gryphaeoides* J. de C. Sowerby, 1836 was received from Miss G. Lee (*University College London, Gower Street, London, U.K.*) on 23 December 1986. After correspondence the case was published in BZN 44: 164–165 (September 1987). Notice of the case was sent to appropriate journals. No comments were received.

#### Decision of the Commission

On 1 December 1988 the members of the Commission were invited to vote on the proposals published in BZN 44: 165. At the close of the voting period on 1 March 1989 the votes were as follows:

Affirmative votes — 22: Bayer, Bock, Cocks, Cogger, Corliss, Hahn, Heppell, Holthuis, Kabata, Kraus, Martins de Souza, Melville, Mroczkowski, Nielsen, Ride, Savage, Schuster, Starobogatov, Thompson, Trjapitzin, Uéno, Willink

Negative votes — none.

No votes were returned by Gruchy, Halvorsen and Lehtinen.

Dupuis abstained, commenting that he did not find the current taxonomic position of the two *A. gryphaeoides* sufficiently clear. The senior subjective synonym of *A. gryphaeoides* Sedgwick, 1829 is *Pseudomonotis speluncaria* (Schlotheim, 1820, p. 292) and not 1816 as stated in BZN 44: 164, para. 2.

#### Original references

The following are the original references to the names placed on an Official List and an Official Index by the ruling given in the present opinion:

*gryphaeoides*, *Avicula*, Sedgwick, 1829, *Transactions of the Geological Society, London*, (2)3: 119.  
*gryphaeoides*, *Avicula*, J. de C. Sowerby, 1836, *In* Fitton, *Transactions of the Geological Society, London*, (2)4: 156.